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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215185
Party	Defendant WTW Car Accessories #2, Corp
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Submission	Answer
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Date	04/08/2014
Attachments	Answer to Opposition.pdf(321623 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

WTW WHOLESALE TIRES &
WHEELS, INC.,

Opposer,

v.

Opposition No. 91215185

WTW CAR ACCESSORIES #2,
CORP.,

Applicant.

APPLICANT'S ANSWER TO THE NOTICE OF OPPOSITION

In response to the Notice of Opposition issued by the Board on February 28, 2014, the applicant,

WTW CAR ACCESSORIES #2, CORP., (hereafter "Applicant"), answers the opposition identified above and responds to each corresponding sentence of WTW WHOLESALE TIRES & WHEELS, INC.'s, (hereafter "Opposer"), Notice of Opposition as follows:

1. In response to the allegations of sentence 1 of the Notice, Applicant is without knowledge.
2. In response to the allegations of sentence 2 of the Notice, Applicant is without knowledge.
3. In response to the allegations of sentence 3 of the Notice, Applicant is without knowledge.
4. Applicant denies the allegations of sentence 4 of the Notice of Opposition.

5. In response to the allegations of sentence 5 of the Notice, Applicant is without knowledge.
6. Applicant denies the allegations of sentence 6 of the Notice of Opposition..

Affirmative Defenses

In further answer to the Notice Applicant asserts that:

First Affirmative Defense

7. Opposer's Notice of Opposition fails to state a claim upon which relief can be granted, and in particular, fails to state legally sufficient grounds for sustaining the opposition.

Second Affirmative Defense

8. Applicant's use of its mark will not be mistakenly thought by the public to derive from the same source as Opposer's goods, nor will such use be thought by the public to be a use by Opposer or with Opposer's authorization or approval.

Third Affirmative Defense

9. Applicant's mark, when used on Applicant's goods, is not likely to cause confusion, or to cause mistake, or to deceive as to the affiliation, connection or association of Applicant with Opposer, or as to the origin, sponsorship, or approval of Applicant's goods by Opposer.

Fourth Affirmative Defense

10. Applicant's mark has senior use of its mark in the State of Florida and the South Eastern region.

Relief Requested

WHEREFORE, Applicant asks that this opposition proceeding be dismissed and that its registration issue forthwith.

RICK RUZ, PLLC



Rick Ruz, Esq.

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Attorney for Applicant

CERTIFICATE OF SERVICE BY MAIL

This is to certify that on this 8th day of April 2014, I served by U.S. Mail a true and correct copy of the following document:

- Answer to the Notice of Opposition

In the above action to the following:

Kenneth L Green
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RICK RUZ, PLLC



Rick Ruz, Esq.